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8 UNITED STATES DISTRICT COURT  
9 CENTRAL DISTRICT OF CALIFORNIA  
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11 DONALD OKADA, an individual,

12 Plaintiff,

13 vs.

14 BANK OF AMERICA, N.A.; SELECT  
PORTFOLIO SERVICING; NATIONAL  
15 DEFAULT SERVICING CORPORATION AND;  
DOES 1-50,

16 Defendants.  
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Case No. 8:15-cv-00981-CJC-E

**AMENDED [PROPOSED] ORDER  
GRANTING DEFENDANTS' MOTION TO  
DISMISS PLAINTIFF'S  
COMPLAINT[FED. R. CIV. PROC.  
12(B)(6)]**

Date: August 3, 2015  
Time: 1:30 P.M.  
Place: Courtroom 9B  
Compl. Filed: May 11, 2015  
Compl. Removed: June 18, 2015

Honorable Cormac J. Carney

*[Filed concurrently with Notice of Motion,  
Motion to Dismiss, Certificate of Interested  
Parties, and Request for Judicial Notice]*

**[PROPOSED] ORDER**

On August 3, 2015 at 1:30 pm in Courtroom 9B of the above Court, the Motion to Dismiss of Defendants Bank of America, N.A. (“BANA” or “Defendant”) to the Complaint of Plaintiff Donald Okada (“Plaintiff”) came on for hearing before this Court. Having read and considered the pleadings in support of and opposition to the Motion, and having allowed the parties to present oral argument, this Court rules as follows:

1. Plaintiff’s Complaint fails to state a claim upon which relief may be granted against Defendants and, on that basis, Defendant’s Motion is GRANTED. Fed. R. Civ. Proc. 12(b)(6).

2. The deficiencies of Plaintiff’s Complaint cannot be cured by amendment and Plaintiffs are therefore denied leave to amend the Complaint.

**IT IS SO ORDERED.**

DATED: \_\_\_\_\_

\_\_\_\_\_  
Honorable Cormac J. Carney  
Judge of the Superior Court